WDN:SLR 7/10/06 552363.doc MED-A0102P-US PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Response Under 37 C.F.R. § 1.116 Expedited Procedure

In re application of: Morishita et al. Application No. 09/869,475 Filed: October 10, 2001 Confirmation No. 4309 For: GENE THERAPY FOR DIABETIC ISCHEMIC DISEASE Examiner: Brian A. Whiteman Art Unit: 1635 Attorney Reference No. 6235-59221-01

FILED VIA EFS ON July 10, 2006

MAIL STOP AF COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

AMENDMENT AND RESPONSE AFTER FINAL ACTION

This responds to the Office action dated May 10, 2006. Please amend the referenced

application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 5.